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APR 03 2009

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Chen and Tan

S ART UNIT:
S 1645

FILED: March 30, 2006

S EXAMINER:
S Minnifield, N.M.

S SERIAL NO.: 10/574,254

S DOCKET:
S D6906FOR: Nucleotides for Prevention and
Treatment of Bacterial and Fungal
Pathologies

MS NON-FEE AMENDMENT

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this Response to Restriction Requirement, Revocation/New Power of Attorney & Change of Correspondence Address, Statement under CFR 3.73(b), Petition for Extension of Time and Form PTO-2038 were transmitted via facsimile to Examiner Minnifield at 571-273-8300 on the date indicated:

Date: Apr 3, 2009

Benjamin Aaron Adler, Ph.D., J.D.

RESPONSE TO RESTRICTION REQUIREMENT

Dear Sir:

In response to a Restriction Requirement, mailed February 5, 2009,
please consider the following remarks prior to examination of the claims.

Respectfully submitted,

Benjamin Aaron Adler, Ph.D., J.D.
Registration No. 35,423
Counsel for Applicant

Date: Apr 3, 2009
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